

MESSAGE NO: 7243201 MESSAGE DATE: 08/31/2007

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-201-805

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 11/01/2005 TO 04/30/2006

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: RESCISSION OF NEW SHIPPER REVIEW OF ANTIDUMPING DUTY ORDER OF
CIRCULAR WELDED NON-ALLOY STEEL PIPE FROM MEXICO, CONDUIT S.A. DE CV
("CONDUIT")(A-201-805)

MESSAGE NO: 7243201

DATE: 08 31 2007

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REFERENCE:

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CASES: A - 201 - 805

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PERIOD COVERED: 11 01 2005 TO 04 30 2006

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: RESCISSION OF NEW SHIPPER REVIEW OF ANTIDUMPING DUTY
ORDER OF CIRCULAR WELDED NON-ALLOY STEEL PIPE FROM
MEXICO, CONDUIT S.A. DE CV ("CONDUIT")(A-201-805)

1. THE NEW SHIPPER REVIEW OF THE ANTIDUMPING DUTY ORDER ON
CIRCULAR WELDED NON-ALLOY STEEL PIPE FROM MEXICO (A-201-805),
COVERING THE PERIOD 11/01/2005 THROUGH 04/30/2006, HAS BEEN
RESCINDED FOR THE FIRM CONDUIT S.A. DE CV ("CONDUIT") BECAUSE IT
HAD NO SHIPMENTS OF SUBJECT MERCHANDISE DURING THE PERIOD.

2. THE DEPARTMENT OF COMMERCE DETERMINED THAT CONDUIT DID NOT
PRODUCE AND EXPORT MERCHANDISE SUBJECT TO THE ANTIDUMPING DUTY

ORDER OF CIRCULAR WELDED NON-ALLOY STEEL PIPE FROM MEXICO
(A-201-805) DURING THE PERIOD 11/01/2005 THROUGH 04/30/2006.

THEREFORE, FOR ANY MERCHANDISE PRODUCED AND EXPORTED BY CONDUIT

ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE

PERIOD 11/01/2005 THROUGH 04/30/2006, AND SUSPENDED FROM
LIQUIDATION UNDER THE ORDER DURING THE PERIOD LISTED ABOVE, LIFT
THE SUSPENSION OF LIQUIDATION AND LIQUIDATE WITHOUT REGARD TO
ANTIDUMPING DUTIES. REFUND ANY CASH DEPOSITS WITH INTEREST AND
RELEASE ANY BONDS RELATING TO THE MERCHANDISE LISTED ABOVE.

3. AS A RESULT OF COMMERCE'S CLARIFICATION OF ITS ASSESSMENT
REGULATION ON MAY 6, 2003 (68 FR 23954), FOR ALL SHIPMENT OF
CIRCULAR WELDED NON-ALLOY STEEL PIPE FROM MEXICO FROM MEXICO
PRODUCED BY THE FIRM(S) LISTED ABOVE, ENTERED OR WITHDRAWN FROM
WAREHOUSE FOR CONSUMPTION DURING THE PERIOD 11/01/2005 THROUGH
04/30/2006, AND EXPORTED BY FIRMS OTHER THAN THE RESCINDED
FIRM(S) LISTED ABOVE, ASSESS ANTIDUMPING DUTIES AT THE ALL-
OTHERS RATE IN EFFECT ON THE DATE OF ENTRY. THE ALL-OTHERS RATE
FOR CIRCULAR WELDED NON-ALLOY STEEL PIPE FROM MEXICO IS 32.62
PERCENT.

4. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES
OF THE MERCHANDISE FOR THE PERIOD LISTED ABOVE OCCURRED WITH THE
PUBLICATION OF THE NOTICE OF THE RESCISSION OF THE NEW SHIPPER
REVIEW (72 FR 39058, 07/17/2007). YOU SHALL CONTINUE TO COLLECT
CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR MERCHANDISE
SUBJECT TO THE ANTIDUMPING DUTY ORDER ON CIRCULAR WELDED NON-
ALLOY STEEL PIPE AND TUBE AT THE CURRENT RATES.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER
PROTECTION ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE
PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION
778 REQUIRES THAT CBP PAYS INTEREST ON OVERPAYMENTS OR ASSESSES
INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS
ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT
APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING

DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO

LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE MANUFACTURER, PRODUCER, SELLER, OR EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY 07:JD).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party